IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 2941/2006
(Chaturbhuj Mathur Vs. State of Rajasthan & Ors.)

Date of Order : 28/03/2007

PRESENT

HON'BLE MR. JUSTICE H.R.PANWAR

Mr. I.R.Choudhary for the petitioner.
Mr. Rameshwar Dave, Deputy Government Advocate for the respondents.

BY THE COURT:-

By an application being I.A. No.1024/07, the petitioner submits that the controversy involved in the instant case is squarely covered by a decision of this Court in Shyam Lal Sharma Vs. State of Rajasthan and Ors. S.B.Civil Writ Petition No. 4926/06 decided on 15.2.2007. Learned Deputy Government Advocate does not dispute the proposition.

In this view of the matter, the writ petition is allowed in terms of the decision of this Court in Shyam Lal Sharma Vs. State of Rajasthan and Ors. (supra) and it is ordered that the petitioner is entitled for pension and gratuity from the date of his initial appointment i.e. 16.1.1964 and in consequence thereof the respondents are directed to modify the orders Annex.4 dated

17.07.2000 and Annex.5 dated 08.8.2000 by computing the qualifying service of the petitioner from the date of his initial appointment. The application being I.A. No. 1024/07 stands disposed of. No order as to costs.

(H.R.PANWAR),J.

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